

Richard Saenz, *pro hac vice*
LAMBDA LEGAL DEFENSE
AND EDUCATION FUND, INC.
120 Wall St., 19th Floor
New York City, NY 10005
Tel: 646-307-7394
Email: rsaenz@lambdalegal.org
Attorneys for Plaintiff Wagoner

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

EMALEE WAGONER,

Plaintiff,

v.

NANCY DAHLSTROM, et al.,

Defendants.

Case No.: 3:18-cv-00211-MMS

**STIPULATION REGARDING
AUTOMATIC SUBSTITUTION OF DEFENDANT, VOLUNTARY DISMISSAL
OF CLAIMS, AND RELATED MATTERS AND [PROPOSED] ORDER**

The Plaintiff and all Defendants, all through counsel, stipulate as follows:

1. Nancy Dahlstrom is no longer the Commissioner of the Alaska Department of Corrections (“ADOC”). Jennifer Winkelman is the current Commissioner, and under Federal Rule of Civil Procedure 25(d), has been automatically substituted as a defendant in this action.
2. As the Commissioner of ADOC, Winkelman has the authority to enforce any order relating to the relief sought by plaintiff, as described by the Court in its *Order on*

Wagoner v. Dahlstrom
Joint Stipulations re: Automatic Substitution, etc.

Case No. 3:18-cv-00211-MMS

Motion for Order Striking Plaintiff's Demand for Monetary Damages & Motion for Order Setting Trial by Court (Dkt. 287), if the Court were to so order.

Accordingly, there are no other persons who would need to be joined as parties, per Federal Rules of Civil Procedure 19 and 20.

3. Per Federal Rule of Civil Procedure 41(a)(1)(A)(ii), all parties stipulate to the dismissal of the plaintiff's claims against the defendants other than Commissioner Winkelman.

- a) Specifically, all parties stipulate to the dismissal of plaintiff's claims against the following defendants:

- i. Laura Brooks and Travis Welch, in their official capacity(ies) as Director(s) of Health and Rehabilitation Services;
 - ii. Dr. Robert Lawrence and Dr. Timothy Ballard, in their official capacity(ies) as Chief Medical Officer(s); and
 - iii. Lisa Guzman and Adam Rutherford, in their official capacity(ies) as Chief Mental Health Officer(s).

4. The parties jointly move the Court to update the case caption to reflect these changes. The updated caption is:

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

EMALEE WAGONER,

Plaintiff,

v.

Case No.: 3:18-cv-00211-MMS

JENNIFER WINKELMAN, IN HER
OFFICIAL CAPACITY AS
COMMISSIONER, ALASKA
DEPARTMENT OF CORRECTIONS.

Defendant.

AGREED TO AND SIGNED BY:

Date: June 13, 2025

/s/ Richard Saenz

Richard Saenz, pro hac vice
LAMBDA LEGAL DEFENSE
AND EDUCATION FUND, INC.

120 Wall St., 19th Floor

New York City, NY 10005

Tel: 646-307-7394

Email: rsaenz@lambdalegal.org

Attorneys for Plaintiff

Date: June 13, 2025

/s/ Mara Michaletz

Mara Michaletz

Birch Horton Bittner & Cherot

510 L Street, Suite 700

Anchorage, AK 99501

Tel: 907-276-1550

Email: mmchaletz@BHB.com

Attorneys for Defendants

Pursuant to stipulation, IT IS SO ORDERED.

Dated: _____

Hon. Matthew McCrary Scoble
United States Magistrate Judge